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S/N 10/522045

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

OKAMOTO et al.

Examiner:

Shaw, Amanda Marie

Serial No.:

10/522045

Group Art Unit:

1634

Filed:

January 19, 2005

Docket No.:

10873.1576USWO

Title:

MICROORGANISM OR CELL COLLECTION METHOD, AND

MICROORGANISM OR CELL COLLECTING IMPLEMENT USED FOR

THE METHOD

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on March

31 , 2009

Name:/Justine L. Sulesk

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 41.31(a)(3), Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1, 4-12, and 14-26 in the above-identified application, as set forth in the Office Action mailed December 1, 2008.

Please charge Deposit Account No. 50-3478 in the amount of \$540.00 to cover the required fee for filing the Notice of Appeal as set forth under 37 C.F.R. § 41.20(b)(1).

Also enclosed is a Petition for a one-month extension of time to respond to the final rejection, thereby extending said period of response from March 1, 2009 to April 1, 2009. Please charge Deposit Account No. 50-3478 in the amount of \$130.00 to cover the required extension fee for a large entity.

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Please charge any additional fees or credit any overpayment to Deposit Account No. 50-3478.

52835 PATENT TRADEMARK OFFICE

Dated: Mark 31, 2009

Respectfully submitted,

HAMRE, SCHUMANN, MUELLER & LARSON, P.C. P.O. Box 2902 Minneapolis, MN 55402-0902 (612) 455/3800

By: Douglas P. Mueller Reg. No. 30,300 DPM/jls